

EXHIBIT 5

Jun. 9. 2009 4:49PM Nusbaum Stein Goldstein Bronstei No. 1394 P. 2/3
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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

**NUSBAUM, STEIN, GOLDSTEIN,
BRONSTEIN & KRON, P.A.**
20 Commerce Blvd., Suite E
Succasunna, NJ 07876
(973) 584-1400
Attorneys for Plaintiffs

**CHAYA GROSSBAUM and
MENACHEM GROSSBAUM, her
spouse, individually and as guardians
ad litem of the infant ROSIE
GROSSBAUM,**

Plaintiffs,

vs.

**GENESIS GENETICS INSTITUTE,
LLC, of the State of Michigan,
MARK R. HUGHES, NEW YORK
UNIVERSITY SCHOOL OF MEDICINE
and NEW YORK UNIVERSITY
HOSPITALS CENTER, both
corporations in the State of New York,
ABC CORPS. 1-10, and JOHN DOES
1-10,**

Defendants.

CASE NO.: 07-CV-1358 (HAA)

CIVIL ACTION

PRETRIAL SCHEDULING ORDER

THIS MATTER having come before the Honorable Esther Salas, U.S. Magistrate
Judge, on Wednesday, June 3, 2009 for a telephonic Status Conference;

IT IS on this 10th day of June, 2009,
ORDERED as follows:

1. All fact discovery, including depositions, is to be concluded no later than August 3, 2009;

2. Plaintiff is to provide all liability and damage expert reports no later than August 14, 2009;

3. Defense expert reports are to be served on later than October 1, 2009;

4. A telephonic conference is to be held on Wednesday, October 7, 2009 at 10:30 a.m. before the Honorable Esther Salas, to be initiated by defense counsel for Defendants, Mark Hughes and Genesis Genetics Institute, to confirm status of the matter and to setup a Settlement Conference;

5. All discovery is to be concluded no later than December 11, 2009; and

IT IS FURTHER ORDERED, that a copy of this Order shall be served upon all parties within 10 days from the entry of this Order.


Honorable Esther Salas, J.S.C.
USMS